

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE:

KEURIG GREEN MOUNTAIN SINGLE
SERVE COFFEE ANTITRUST
LITIGATION

JBR, Inc. (D/B/A ROGERS FAMILY
COMPANY),

Plaintiff/
Counterclaim Defendant,

v.

KEURIG GREEN MOUNTAIN, INC.
(F/K/A GREEN MOUNTAIN COFFEE
ROASTERS, INC. AND AS SUCCESSOR
TO KEURIG, INC.),

Defendant/
Counterclaim Plaintiff.

ECF Case

MDL No. 2542

Master Docket No. 1:14-md-2542-VSB

Hon. Vernon S. Broderick

1:14-cv-04242-VSB

**PLAINTIFF JBR'S NOTICE OF MOTION AND MOTION TO EXCLUDE THE
PROPOSED TESTIMONY OF MARK WOOD**

PLEASE TAKE NOTICE THAT, upon Notice of this Motion, and the concurrently filed documents, including the Memorandum of Law and the supporting Declaration of Mario Moore and the exhibits attached thereto, and upon other records on file in this matter and all of the papers and proceedings heretofore had herein, and upon any further material and argument presented to the Court at the time of any hearing or oral argument, Plaintiff JBR, Inc. (d/b/a Rogers Family Company) hereby moves this Court, before the Hon. Vernon S. Broderick, at the United States Courthouse, 40 Foley Square, New York, New York, for an Order granting Plaintiffs' motion to

exclude certain opinions and testimony of Defendant Keurig's designated expert Mark Wood, pursuant to Rules 403 and 702 of the Federal Rules of Evidence.

JBR respectfully requests that oral argument on this Motion be set for a date and time by the Court.

Dated: August 18, 2021

Respectfully submitted,

By: /s/ Daniel Johnson Jr.
Daniel Johnson Jr. (CA Bar No. 57409)
Mario Moore (CA Bar No. 231644)
Robert G. Litts (CA Bar No. 205984)
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